

Doc Code:

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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| | | | |
|---|--|--------------------------|------------------|
| Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). | | Complete if Known | |
| FEE TRANSMITTAL for FY 2005 | | Application Number | 10/638849 |
| | | Filing Date | 08/11/2003 |
| | | First Named Inventor | James Xixian Wu |
| | | Examiner Name | Cunrethmo, Gregg |
| | | Art Unit | 1745 |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 | | Attorney Docket No. | SP-1076.2 US |
| TOTAL AMOUNT OF PAYMENT | | { \$ } | \$130.00 |

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 05-1325 Deposit Account Name: Eveready Battery Company, Inc.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or any underpayment of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES

| Fee Description | Fee (\$) | Small Entity Fee (\$) |
|--|----------|-----------------------|
| Each claim over 20 (including Reissues) | 50 | 25 |
| Each independent claim over 3 (including Reissues) | 200 | 100 |
| Multiple dependent claims | 360 | 180 |
| Multiple Dependent Claims | | |
| Total Claims | Fee (\$) | Fee Paid (\$) |

- 20 or HP = _____ x \$50.00 = \$0.00

HP = highest number of total claims paid for, if greater than 20.

| | | | |
|---------------|--------------|----------|---------------|
| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) |
| - 3 or HP = | x | \$200.00 | \$0.00 |

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|--------------|--------------|--|----------|---------------|
| - 100 = | / 50 | (round up to a whole number) x | \$250.00 | \$0.00 |

4. OTHER FEE(S)

Non-English specification, \$130 fee (no small entity discount)

Other (e.g. late filing surcharge): Terminal Disclaimer to Obviate a Double Patenting Rejection

\$130.00

SUBMITTED BY

| | | | | | |
|-------------------|--------------------------|--------------------------------------|--------|-----------|----------------|
| Signature | <u>Stewart A. Fraser</u> | Registration No. (Attorney/Agent) | 33,882 | Telephone | (440) 835-7632 |
| Name (Print/Type) | Stewart A. Fraser | | | Date | 3/15/05 |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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MAR 15 2005

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this paper, together with all enclosures identified herein, is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. 703 872-9306) on the date indicated below.

March 15, 2005
Date

Stewart A. Fraser
Stewart A. Fraser

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James Xixian Wu
Serial No.: 10/638,849
Filed: August 11, 2003
Confirmation No.: 4449
For: ALKALINE ELECTROCHEMICAL CELL HAVING A NON-CRIMPED CLOSURE
Art Unit: 1745
Examiner: Cantelmo, Gregg
Docket No.: SP-1076.2 US

TRANSMITTAL LETTER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The following documents are being transmitted via facsimile:

1. Response A (11 pages, including four pages of attachments)
2. Petition for Extension of Time Under CFR 1.136(a) (1 page)
3. Terminal Disclaimer (1 page)
4. Fee Transmittal Sheet (1 page)

A total of 15 pages, including this transmittal letter, is being transmitted. If there is any problem with this transmission, please contact the undersigned.

Respectfully submitted,

Date: March 15, 2005

Stewart A. Fraser
Stewart A. Fraser
Registration No. 33,882
Eveready Battery Company, Inc.
25225 Detroit Road
P. O. Box 450777
Westlake, Ohio 44145
(440) 835-7632
(440) 899-6072 (fax)